



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Charleta B. Tavares, Treasurer
Ohio Democratic Party
Federal Campaign Account
37 W. Broad Street, Suite 430
Columbus, OH 43215

MAR - 5 1997

Identification Number: C00016899

Reference: 12 Day Pre-General Report (10/1/96-10/16/96)

Dear Ms. Tavares:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Your report discloses receipts totalling \$23,716.15 from the Association of State Democratic Chairs and the Democratic State Party Victory Fund, which are joint fundraising committees affiliated with your committee. Please be advised that a memo Schedule A must be provided to itemize your committee's share of the gross contributions received through the joint fundraiser. The memo schedule should itemize each individual who has contributed an aggregate in excess of \$200 during the calendar year, and provide the amount of unitemized contributions received. In addition, the memo schedule should itemize your committee's share of all contributions from political committees, regardless of amount. 11 CFR §102.17(c)(8)(i)(B)

-Schedule A of your report (pertinent portion(s) attached) discloses a contribution(s) from an organization(s) which is not a political committee registered with the Commission. In order for your committee to accept contributions from unregistered organizations into accounts used to influence federal elections, your committee should take steps to insure that the contributor(s) used permissible funds to make the contribution(s) to avoid violating 2 U.S.C. §§441a(f) and 441b or 11 CFR §102.5(b). Under 11 CFR §102.5(b), organizations which are not political committees under

OHIO DEMOCRATIC PARTY FEDERAL CAMPAIGN ACCOUNT
PAGE 2

the Act and choose to contribute to federal committees must either: 1) establish a separate account which contains only those funds permitted under the Act, or 2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution.

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. In addition, please clarify whether the contribution(s) received from the referenced organization(s) is permissible. To the extent that your committee has received impermissible funds, the Commission recommends that you transfer the impermissible funds to an account not used to influence federal elections or refund the impermissible amount(s) to the donor(s) in accordance with 11 CFR §103.3(b). In order to protect the donor's interests, the Commission recommends that you inform the contributor(s) in writing to provide the donor(s) with the option of receiving a refund or granting written authorization for a transfer to another account.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the transfer-out or refund. Should you choose to transfer-out or refund the contribution(s), the Commission will presume the funds were impermissible if no statement from your committee provides information to the contrary. Transfers-out and refunds should be disclosed on a Schedule B supporting Line 22 or 28 of the report covering the period during which the transaction was made.

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, prompt action by your committee in transferring-out or refunding the amounts will be taken into consideration.

-Schedule A supporting Line 12 discloses a transfer-in from the Democratic National Committee. Schedule H4 supporting Line 21(a) reflects payments for various exempt activities. Payments for this type of activity are exempt from the definition of a contribution or expenditure if certain conditions are met. The conditions are that no public advertising may be used including distribution by direct mail; all funds used for the activity must be permitted under the Act; none of the funds used may have been designated for a

OHIO DEMOCRATIC PARTY FEDERAL CAMPAIGN ACCOUNT
PAGE 3

particular candidate; and finally, payments for the activity may not be made from transfers-in from the national committee to specifically fund the activity. For further guidance, please refer to 11 CFR 100.7(b)(15) and (17) and to the Campaign Guide for Party Committees.

Please clarify the nature of the transfers-in and subsequent payments for all of the various exempt activities. If the activity disclosed on your report does not meet the definition of "exempt" activity as described above and if any portion of the expenditures were made on behalf of specifically identified candidates, that amount must be disclosed on Schedule B or F supporting Line 23 or 25 of the Detailed Summary Page as appropriate.

-Please clarify all expenditures made for GOTV newspaper ads and political consulting on Schedule H4. If a portion or all of these expenditures were made on behalf of specifically identified federal candidates, this amount should be disclosed on Schedule B or F supporting Line 23 or 25 and include the amount, name, address and office sought by each candidate. 11 CFR §104.3(b)

-Line 21(a)(i) of the Detailed Summary Page of your report discloses a total of \$68,846.18 in operating expenditures - federal share. The sum of the entries itemized on Schedule H4, however, indicates the total to be \$72,195.91. Please amend your report to clarify the discrepancy.

-Line 21(a)(ii) of the Detailed Summary Page of your report discloses a total of \$155,336.22 in operating expenditures - non-federal share. The sum of the entries itemized on Schedule H4, however, indicates the total to be \$151,983.19. Please amend your report to clarify the discrepancy.

-Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. The contribution from the Sault Ste. Marie Tribe, Chippewa Indians should be properly disclosed on a separate Schedule A, supporting Line 11(a)(i) of the Detailed Summary Page. Please refer to the instructions contained on the forms to determine the proper categorization when preparing your next filing.

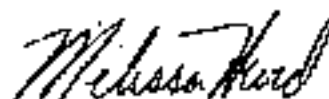
OHIO DEMOCRATIC PARTY FEDERAL CAMPAIGN ACCOUNT
PAGE 4

-Your report disclosed certain categories of financial activity that have been reflected on the wrong lines of the Detailed Summary Page. Activities encompassing 100% federal activity should be properly disclosed on a separate Schedule B, supporting Line 21(b) of the Detailed Summary Page. Please refer to the instructions contained on the forms to determine the proper categorization when preparing your next filing.

-Your report includes computer produced formats of Schedules B and H4. Computer produced formats may only be used upon prior approval of the Commission. You should submit a separate sample format with a cover letter requesting approval. Until your format has been approved, FEC forms must be used. 11 CFR §104.2(d)

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 219-3580.

Sincerely,



Melissa Hurd
Reports Analyst
Reports Analysis Division

SCHEDULE A

ITEMIZED RECEIPTS

Use separate schedule(s)
for each category of the
Detailed Summary PagePAGE 1 OF 3
FOR LINE NUMBER
12

Any information copied from such reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Ohio Democratic Party Federal Campaign Account

| Full Name, Mailing Address and ZIP Code | Name of Employer | Date | Amount of Each Receipt this Period |
|---|--|-----------|------------------------------------|
| Democratic National Committee 430 S Capitol St SE Washington, DC 20003 | Democratic National Committee | 10/01/98 | \$ 8825.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 884190.60 | |
| Full Name, Mailing Address and ZIP Code | Name of Employer | Date | Amount of Each Receipt this Period |
| Democratic National Committee 430 S Capitol St SE Washington, DC 20003 | Democratic National Committee | 10/01/98 | \$ 13120.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 837310.60 | |
| Full Name, Mailing Address and ZIP Code | Name of Employer | Date | Amount of Each Receipt this Period |
| Champaign County Democratic Party 2834 Keenard Kingscreek Rd Cable, OH 43009 | Champaign County Democratic Party | 10/01/98 | \$ 300.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 300.00 | |
| Full Name, Mailing Address and ZIP Code | Name of Employer | Date | Amount of Each Receipt this Period |
| Crawford Co Dem Comm 802 Kaler Avenue Bucyrus, OH 44620 | Crawford Co Dem Comm | 10/01/98 | \$ 1000.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 1000.00 | |
| Full Name, Mailing Address and ZIP Code | Name of Employer | Date | Amount of Each Receipt this Period |
| Wood County Democratic Party P.O. Box 707 Bowling Green, OH 43402 | Wood County Democratic Party | 10/02/98 | \$ 3990.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 3063.60 | |
| Full Name, Mailing Address and ZIP Code | Name of Employer | Date | Amount of Each Receipt this Period |
| Mercer County Democratic Party 632 E Wayne St Celina, OH 45822 | Mercer County Democratic Party | 10/07/98 | \$ 260.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 260.00 | |
| Full Name, Mailing Address and ZIP Code | Name of Employer | Date | Amount of Each Receipt this Period |
| Association of State Democratic Chairs 430 S. Capitol St. Washington, DC 20003 | Association of State Democratic Chairs | 10/09/98 | \$ 10900.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 84800.73 | |
| Full Name, Mailing Address and ZIP Code | Name of Employer | Date | Amount of Each Receipt this Period |
| Brown County Democratic Party P.O. Box 98, 171 E Lake St Fayetteville, OH 45118 | Brown County Democratic Party | 10/09/98 | \$ 500.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 500.00 | |

TOTAL This Period (last page this line number only)

\$ 40785.00

SCHEDULE A

ITEMIZED RECEIPTS

Use separate schedule(s)
for each category of the
Detailed Summary PagePAGE 3 OF 7
FOR LINE NUMBER
12

Any information copied from such reports and Statements may not be used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Ohio Democratic Party Federal Campaign Account

| | | | |
|---|--|------------------|--|
| Full Name, Mailing Address and ZIP Code Medina County Democratic Party P O Box 583 Medina, OH 44256 | Name of Employer Medina County Democratic Party | Date 10/09/96 | Amount of Each Receipt this Period \$ 500.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 500.00 | |
| Full Name, Mailing Address and ZIP Code Democratic State Party Victory Fund 430 S Capitol St SE Washington, DC 20003 | Name of Employer Democratic State Party Victory Fund | Date 10/10/96 | Amount of Each Receipt this Period \$ 6916.15 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 6916.15 | |
| Full Name, Mailing Address and ZIP Code Democratic National Committee 430 S Capitol St SE Washington, DC 20003 | Name of Employer Democratic National Committee | Date 10/15/96 | Amount of Each Receipt this Period \$ 734.10 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 734.10 | |
| Full Name, Mailing Address and ZIP Code Democratic National Committee 430 S Capitol St SE Washington, DC 20003 | Name of Employer Democratic National Committee | Date 10/15/96 | Amount of Each Receipt this Period \$ 625.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 625.00 | |
| Full Name, Mailing Address and ZIP Code Democratic National Committee 430 S Capitol St SE Washington, DC 20003 | Name of Employer Democratic National Committee | Date 10/15/96 | Amount of Each Receipt this Period \$ 330.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 330.00 | |
| Full Name, Mailing Address and ZIP Code Democratic Congressional Campaign Comm 430 South Capitol Street Washington, DC 20003 | Name of Employer Democratic Congressional Campaign Comm | Date 10/15/96 | Amount of Each Receipt this Period \$ 4100.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 4100.00 | |
| Full Name, Mailing Address and ZIP Code Jackson County Democratic Party 101 Canterbury Jackson, OH 46840 | Name of Employer Jackson County Democratic Party | Date 10/15/96 | Amount of Each Receipt this Period \$ 725.73 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 725.73 | |
| Full Name, Mailing Address and ZIP Code Miami County Democratic Party P O Box 844 Troy, OH 46073 | Name of Employer Miami County Democratic Party | Date 10/15/96 | Amount of Each Receipt this Period \$ 1000.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 1000.00 | |

TOTAL This Period (last page this line number only)

\$ 2855.90

SCHEDULE A
ITEMIZED RECEIPTS

Use separate schedule(s)
for each category of the
Detailed Summary Page

PAGE 3 OF 7
FOR LINE NUMBER
12

Any information copied from such reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (a-Full)

Ohio Democratic Party Federal Campaign Account

| | | | |
|---|---|-------------------------|---|
| Full Name, Mailing Address and ZIP Code Pike Co. Dem Exec. Comm. 9 Colvin Rd. Waverly, OH 45690 | Name of Employer Pike Co. Dem Exec. Comm. | Date 10/15/96 | Amount of Each Receipt this Period \$ 1000.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 1000.00 | |
| Full Name, Mailing Address and ZIP Code Birthday Victory Fund- Federal 430 S. Capitol Street, S.E. Washington, DC 20003 | Name of Employer Birthday Victory Fund- Federal | Date 10/16/96 | Amount of Each Receipt this Period \$ 8588.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 8588.00 | |
| Full Name, Mailing Address and ZIP Code Democratic National Committee 430 S Capitol St SE Washington, DC 20003 | Name of Employer Democratic National Committee | Date 10/16/96 | Amount of Each Receipt this Period \$ 117349.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 1058790.00 | |
| Full Name, Mailing Address and ZIP Code Democratic National Committee 430 S Capitol St SE Washington, DC 20003 | Name of Employer Democratic National Committee | Date 10/16/96 | Amount of Each Receipt this Period \$ 18852.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 1075412.00 | |
| Full Name, Mailing Address and ZIP Code Democratic National Committee 430 S Capitol St SE Washington, DC 20003 | Name of Employer Democratic National Committee | Date 10/16/96 | Amount of Each Receipt this Period \$ 14280.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 1089692.00 | |
| Full Name, Mailing Address and ZIP Code Warren County Democratic Party 5146 S R 123 Morrist, OH 48162 | Name of Employer Warren County Democratic Party | Date 10/16/96 | Amount of Each Receipt this Period \$ 1000.00 |
| | Occupation | | |
| Receipt for Federal Election Year | Aggregate YTD \$ | 1000.00 | |

TOTAL This Period (last page this line number only)

\$ 253905.00

